### In The United States Patent and Trademark Office

In re:

Jonusauskas et al.

10/720,998

Confirmation No.: 3389

Filed:

November 24, 2003

For:

METHOD AND DEVICE FOR THE ACQUISITION

AND TREATMENT OF DENTAL IMAGES

Mail Stop Missing Parts Commissioner for Patents Alexandria, VA 22313-1450

### RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application dated April 26, 2004, enclosed are the following:

- Part 2 of Formalities Letter or Form PTO-1533 (Notice to File Missing Parts of Application)
- Declaration and Power of Attorney for the above-identified application, which has been executed by the named inventor(s)
- ☐ Applicant claims small entity status
- Surcharge under 37 C.F.R. § 1.16(e) (\$130.00)
- Filing fee and/or additional claim fee of: \$770.00
- Other enclosures: Preliminary Amendment; Replacement Drawings; Extension of Time
- Any deficiency, additional fee, or credit may be charged to Deposit Account No. 16-0605.

Respectfully submitted,

Raymond O. Linker, Jr. Registration No. 26,419

Customer No. 00826 ALSTON & BIRD LLP

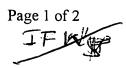
Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Charlotte Office (704) 444-1000 Fax Charlotte Office (704) 444-1111 CLT01/4656336v1

#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450, on July 14, 2004.

Janel F. Sherrill





## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER FILING OR 371 (c) DATE 10/720.9 11/24/2003

ATTORNEY DOCKET NUMBER

FIRST NAMED APPLICANT Jonusauskas

046190/271875

**CONFIRMATION NO. 3389** 

**FORMALITIES LETTER** 

\*OC000000012445732\*

JUL 1 9 2004 00826 **ALSTON & BIRD** BANK OF AMERICA PLANTAN 101 SOUTH TRYON STREET, SUITE 4000 **CHARLOTTE, NC 28280-4000** 

Date Mailed: 04/26/2004

# NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/20/2004 ANDNDAF1 00000006 10720998

01 FC:1001 02 FC:1051 03 FC:1053

770.00 OP 130.00 OP 130.00 OP FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

### **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below. however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i). unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:

■ The drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 3,4.

### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1030 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- \$130 for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts

**Commissioner for Patents** 

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE